

LETTER OF REQUEST COMMISSION ROGATOIRE

**Hague Convention of 18 March 1970 on the
Taking of Evidence Abroad in Civil or Commercial Matters**
*Convention de La Haye du 18 mars 1970 sur
l'obtention des preuves à l'étranger en matière civile ou commerciale*



1.	Sender <i>Expéditeur</i>	Honorable Judith E. Levy United States District Court Eastern District of Michigan Southern Division Federal Building 200 E. Liberty Street, Suite 300 Ann Arbor, Michigan 48104, USA Phone: (734) 887-4700 Fax: (734) 887-4701
2.	Central Authority of the Requested State <i>Autorité centrale de l'État requis</i>	MINISTÈRE DE LA JUSTICE DIRECTION DES AFFAIRES CIVILES ET DU SCAU BUREAU DE L'ENTRAIDE JUDICIAIRE EN MATIÈRE CIVILE ET COMMERCIALE 13, PLACE VENDÔME 75042 PARIS CEDEX 01 FRANCE
3.	Person to whom the executed request is to be returned <i>Personne à qui les pièces constatant l'exécution de la demande doivent être renvoyées</i>	Theodore J. Leopold, Esq. tleopold@cohenmilstein.com Cohen Milstein Sellers Toll PLLC 2925 PGA Blvd. Suite 200 Palm Beach Gardens, FL 33410 USA (561) 151-1400
4.	Specification of the date by which the requesting authority requires receipt of the response to the Letter of Request <i>Indiquer la date limite à laquelle l'autorité requérante désire recevoir la réponse à la commission rogatoire</i>	
	Date <i>Date limite</i>	15 May 2020
	Reason for urgency* <i>Raison de l'urgence</i>	Case is in active litigation with discovery deadlines within 60 to 90 days.

In conformity with Article 3 of the Convention, the undersigned applicant has the honour to submit the following request:

En conformité de l'article 3 de la Convention, le requérant soussigné a l'honneur de présenter la demande suivante :

5. a	Requesting authority (Art. 3(a)) <i>Autorité requérante</i> <i>(art. 3(a))</i>	Honorable Judith E. Levy United States District Court Eastern District of Michigan Southern Division Federal Building 200 E. Liberty Street, Suite 300 Ann Arbor, Michigan 48104, USA
b	To the Competent Authority of (Art. 3(a)) <i>À l'Autorité compétente de</i> <i>(art. 3(a))</i>	France



c	Names of the case and any identifying number <i>Nom de l'affaire et numéro d'identification de l'affaire</i>	In re: Flint Water Cases Civil Action No. 5:16-cv-10444-JEL-MKM (consolidated) United States District Court Eastern District of Michigan Southern Division
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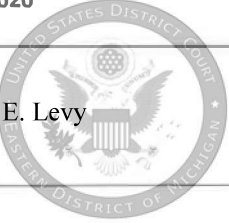
6.	Names and addresses of the parties and their representatives (including representatives in the Requested State*) (Art. 3(b)) <i>Identité et adresse des parties et de leurs représentants (y compris représentants dans l'État requis) (art. 3(b))</i>	
a	Plaintiff <i>Demandeur</i>	See attached Exhibit A
	Representatives <i>Représentants</i>	See attached Exhibit B
b	Defendant <i>Défendeur</i>	See attached Exhibit C
	Representatives <i>Représentants</i>	See attached Exhibit D
c	Other parties <i>Autres parties</i>	n/a
	Representatives <i>Représentants</i>	n/a

7. a	Nature of the proceedings (divorce, paternity, breach of contract, product liability, etc.) (Art. 3(c)) <i>Nature et objet de l'instance (divorce, filiation, rupture de contrat, responsabilité du fait des produits, etc.) (art. 3(c))</i>	Environmental class action and individual cases involving water contamination to the City of Flint Michigan. Claims include professional negligence.
b	Summary of complaint <i>Exposé sommaire de la demande</i>	Since 2014, city and state officials in Flint, Michigan, including the Governor of Michigan, and the engineering firms under their management, including Veolia North America and Veolia Water North America Operating Services, provided the more than 100,000 citizens and businesses of Flint with poisonous, lead-tainted drinking water.
c	Summary of defence and counterclaim* <i>Exposé sommaire de la défense ou demande reconventionnelle</i>	n/a
d	Other necessary information or documents* <i>Autres renseignements ou documents Utiles</i>	n/a

8. a	Evidence to be obtained or other judicial act to be performed (Art. 3(d)) <i>Actes d'instruction ou autres actes judiciaires à accomplir (art. 3(d))</i>	Deposition of Laurent Obadia, employee of Veolia Environnement SA, a company of French origin, located in Paris, France.
b	Purpose of the evidence or judicial act sought <i>But des actes à accomplir</i>	Deposition to develop evidence for use at trial of above-captioned case.



9.	Identity and address of any person to be examined (Art. 3(e))* <i>Identité et adresse des personnes à entendre (art. 3(e))</i>	Laurent Obadia Director of Communications Veolia Environnement SA 21, rue la Boetie – 750008 Paris, France
10.	Questions to be put to the persons to be examined or statement of the subject matter about which they are to be examined (Art. 3(f))* <i>Questions à poser ou faits sur lesquels les personnes susvisées doivent être entendues (art. 3(f))</i>	Examination regarding the actions and inactions of Veolia Environnement SA and its subsidiary companies, Veolia North America, LLC, Veolia North America, Inc., and Veolia Water North America Operating Services, LLC, with regard to the water contamination in Flint, Michigan.
11.	Documents or other property to be inspected (Art. 3(g))* <i>Documents ou objets à examiner (art. 3(g))</i>	n/a
12.	Any requirement that the evidence be given on oath or affirmation and any special form to be used (Art. 3(h))* <i>Demande de recevoir la déposition sous serment ou avec affirmation et, le cas échéant, indication de la formule à utiliser (art. 3(h))</i>	The deposition is to be given under oath or affirmation.
13.	Special methods or procedure to be followed (e.g., oral or in writing, verbatim transcript or summary, cross-examination, etc.) (Arts 3(i) and 9)* <i>Formes spéciales demandées (déposition orale ou écrite, procès-verbal sommaire ou intégral, "cross-examination", etc.) (art. 3(i) et 9)</i>	In person deposition in which the parties' attorneys conduct the direct, cross, and rebuttal examinations of the witness in English, if possible, or with the aid of a translator, while the deposition is video recorded and transcribed verbatim. The deposition will be limited to seven hours of testimony, excluding breaks, if taken in English, and 14 hours if taken with the use of a French translator. Mr. Obadia may have his own counsel present at the deposition. Proposed date and location of deposition (or any other date or location if not possible to held the deposition at such date and place) : July 8, 2020 at 9:00a.m. Kramer Levin Naftalis & Frankel LLP 47 avenue Hoche 75008 Paris, France +33 (0)1 44 09 46 00
14.	Request for notification of the time and place for the execution of the Request and identity and address of any person to be notified (Art. 7)* <i>Demande de notification de la date et du lieu de l'exécution de la requête, de l'identité et de l'adresse de la ou des personnes à informer (art. 7)</i>	Counsel for the parties are to be present at the deposition. Please notify: Theodore J. Leopold, Esq. tleopold@cohenmilstein.com Cohen Milstein Sellers Toll PLLC 2925 PGA Blvd. Suite 200 Palm Beach Gardens, FL 33410 USA (561) 151-1400
15.	Request for attendance or participation of judicial personnel of the requesting authority at the execution of the Letter of Request (Art. 8)* <i>Demande d'assistance ou de participation des magistrats de l'autorité requérante à l'exécution de</i>	n/a

	<i>la commission rogatoire (art. 8)</i>	
16.	Specification of privilege or duty to refuse to give evidence under the law of the Requesting State (Art. 11(b))* <i>Spécification des dispenses ou interdictions de déposer prévues par la loi de l'État requérant (art. 11(b))</i>	n/a
17.	The fees and costs incurred which are reimbursable under the second paragraph of Article 14 or under Article 26 of the Convention will be borne by:* <i>Les taxes et frais donnant lieu à remboursement en vertu de l'article 14, alinéa 2 et de l'article 26 seront réglés par :</i>	Plaintiffs through Theodore J. Leopold, Esq. Cohen Milstein Sellers & Toll, PLLC 2925 PGA Blvd., Suite 200 Palm Beach Gardens, FL 33410 USA tleopold@cohenmilstein.com
Date of request <i>Date de la requête</i>		05/04/2020
Signature and seal of the requesting authority <i>Signature et sceau de l'autorité requérante</i>		s/Judith E. Levy 

*Omit if not applicable / Ne remplir qu'en cas de nécessité



EXHIBIT A

Elnora Carthan; Rhonda Kelso, individually and as next of friend of K.E.K, a minor child

Darrell and Barbara Davis

Michael Snyder, as personal representative of the Estate of John Snyder, deceased

Marilyn Bryson

David Munoz

Tiantha Williams, individually and as next of friend of T.W., a minor child

Amber Brown, as next of friend of K.L.D, a minor child

Frances Gilcreast

EPCO Sales, LLC

Angelo's Coney Island Palace, Inc.,

on behalf of themselves and all others similarly situated,





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EXHIBIT C

Governor Rick Snyder, in his individual and official capacities

the State of Michigan

the City of Flint

Daniel Wyant, in his individual capacity

Andy Dillon, in his individual capacity

Nick Lyon, in his individual capacity

Nancy Peeler, in her individual capacity

Liane Shekter-Smith, in her individual capacity

Adam Rosenthal, in his individual capacity

Stephen Busch, in his individual capacity

Patrick Cook, in his Individual capacity

Michael Prysby, in his individual capacity

Bradley Wurfel, in his individual capacity

Jeff Wright, in his individual capacity

Edward Kurtz, in his individual capacity

Darnell Earley, in his individual capacity

Gerald Ambrose, in his individual capacity

Dayne Walling, in his individual and official capacities

Howard Croft, in his individual capacity

Michael Glasgow, in his individual capacity

Daugherty Johnson, in his individual capacity

Lockwood, Andrews & Newnam, P.C.

Lockwood, Andrews & Newnam, Inc.

Leo A. Daly Company

Veolia North America, LLC

Veolia North America, Inc.

Veolia Water North America Operating Services, LLC,



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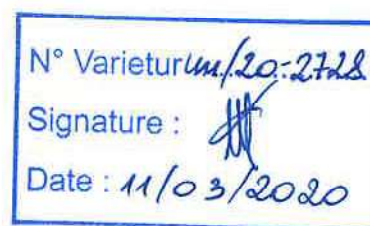
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PIÈCE A

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Darrell et Barbara Davis

Michael Snyder, en qualité de représentant personnel de la Succession de John Snyder, décédé

Marilyn Bryson

David Munoz

Tiantha Williams, à titre individuel et en qualité de proche représentant de T.W., enfant mineur

Amber Brown, en qualité de proche représentant de K.L.D, enfant mineur

Frances Gilcreast

EPCO Sales, LLC

Angelo's Coney Island Palace, Inc.,

en leur nom et au nom de toutes les autres personnes se trouvant dans une situation similaire,



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